

Amendment and Response under 37 C.F.R. 1.116

Applicant: Shell S. Simpson et al.

Serial No.: 10/001,721

Filed: October 30, 2001

Docket No.: 10007661-1

Title: WEB-BASED IMAGING SERVICE PROVIDING RESERVATION

REMARKS

The following Remarks are made in response to the Final Office Action mailed May 18, 2007, in which claims 1-14 were rejected, and claims 21-24 were objected to.

With this Amendment, claims 1 and 11 have been cancelled without prejudice, claims 25-29 have been added, and claims 2, 3, 4, 10, 12, and 21-24 have been amended, including allowable claims 21-24 which have been rewritten in independent form.

Claims 2-10, 12-14, and 21-29, therefore, remain pending in the application and are presented for reconsideration and allowance.

This Amendment is being submitted to further prosecution and permit the issuance of a patent on the allowable subject matter, and should not be construed as acquiescence by Applicant in any outstanding objections or rejections. In addition, Applicant reserves the right to pursue the content of any cancelled claims in a continuing application.

Claim Rejections under 35 U.S.C. § 103

Claims 1, 4, 11, and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Teng et al. US Patent No. 6,327,045 in view of Yamazaki US Publication No. 2003/0208607, further in view of Ootsuka et al. US Patent No. 6,125,249, and further in view of Idehara US Publication No. 2001/0052995.

Claims 2 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Teng et al. US Patent No. 6,327,045 in view of Yamazaki US Publication No. 2003/0208607, further in view of Ootsuka et al. US Patent No. 6,125,249, further in view of Idehara US Publication No. 2001/0052995, and further in view of Ban US Patent No. 6,332,170.

Claims 3, 5 and 6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Teng et al. US Patent No. 6,327,045 in view of Yamazaki US Publication No. 2003/0208607, further in view of Ootsuka et al. US Patent No. 6,125,249, further in view of Idehara US Publication No. 2001/0052995, and further in view of Duke et al. US Patent No. 6,573,910.

Claims 7-9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Teng et al. US Patent No. 6,327,045 in view of Yamazaki US Publication No. 2003/0208607, further in view of Ootsuka US Patent No. 6,125,249, further in view of Idehara US Publication No. 2001/0052995, further in view of Duke et al. US Patent No. 6,573,910, and further in view of Fan et al. US Patent No. 6,310,692.

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Claims 13 and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Teng et al. 6,327,045 in view of Yamazaki US Publication No. 2003/0208607, further in view of Ootsuka US Patent No. 6,125,249, further in view of Idehara US Publication No. 2001/0052995, and further in view of Fan et al. US patent No. 6,310,692.

With this Amendment, claims 1 and 11 have been cancelled without prejudice. In addition, dependent claims 2-10 have been amended to depend directly or indirectly from allowable claim 21, and dependent claims 12-14 have been amended to depend directly or indirectly from allowable claim 23. The rejections of claims 1-14 under 35 U.S.C. 103(a), therefore, are rendered moot.

Allowable Subject Matter

Claims 21-24 are objected to as being dependent upon a rejected base claim and are indicated as being allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claims.

Applicant agrees with the Examiner's conclusions regarding patentability without necessarily agreeing with or acquiescing in the Examiner's reasoning. In particular, Applicant submits that the above-identified claims are allowable because the prior art fails to teach, anticipate or render obvious the invention as claimed, independent of how the invention is paraphrased.

With this Amendment, Applicant has rewritten allowable claim 21 in independent form to include all of the limitations of the base claim (claim 1) and any intervening claims (none). Accordingly, Applicant has amended claims 2-10 to depend directly or indirectly from rewritten independent claim 21. As rewritten claim 21 is now believed to be in allowable form, Applicant respectfully submits that dependent claims 2-10 are allowable in dependent form. Applicant, therefore, respectfully requests that the objection to claim 21 be withdrawn and that claims 2-10 and 21 be allowed.

With this Amendment, Applicant has rewritten allowable claim 22 in independent form to include all of the limitations of the base claim (claim 1) and any intervening claims (none). In addition, Applicant has added new claims 25-28 to depend from rewritten independent claim 22, with new dependent claims 25, 26, 27, and 28 including the further limitations of existing dependent claims 2, 3, 4, and 10, respectively. As rewritten claim 22

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is now believed to be in allowable form, Applicant respectfully submits that dependent claims 25-28 are allowable in dependent form. Applicant, therefore, respectfully requests that the objection to claim 22 be withdrawn and that claims 22 and 25-28 be allowed.

With this Amendment, Applicant has rewritten allowable claim 23 in independent form to include all of the limitations of the base claim (claim 11) and any intervening claims (none). Accordingly, Applicant has amended claims 12-14 to depend directly or indirectly from rewritten independent claim 23. As rewritten claim 23 is now believed to be in allowable form, Applicant respectfully submits that dependent claims 12-14 are allowable in dependent form. Applicant, therefore, respectfully requests that the objection to claim 23 be withdrawn and that claims 12-14 and 23 be allowed.

With this Amendment, Applicant has rewritten allowable claim 24 in independent form to include all of the limitations of the base claim (claim 11) and any intervening claims (none). In addition, Applicant has added new claim 29 to depend from rewritten independent claim 24, with new dependent claim 29 including the further limitations of existing dependent claim 12. As rewritten claim 24 is now believed to be in allowable form, Applicant respectfully submits that dependent claim 29 is allowable in dependent form. Applicant, therefore, respectfully requests that the objection to claim 24 be withdrawn and that claims 24 and 29 be allowed.

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In view of the above, Applicant respectfully submits that pending claims 2-10, 12-14, and 21-29 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Nathan R. Rieth at Telephone No. (208) 396-5287, Facsimile No. (208) 396-3958 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on this 18TH day of July, 2007.

By 

Name: Scott A. Lund